

1 By

Braun

B. No. 1542

A BILL TO BE ENTITLED

AN ACT

relating to the creation of water districts under the general law; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. The Texas Water Rights Commission shall have exclusive jurisdiction to hear and determine all petitions for the creation of water districts under the general law, and shall follow the procedure in Section 21, Chapter 25, General Laws, Acts of the 39th Legislature, Regular Session, 1925, as amended (Article 7880-21, Vernon's Texas Civil Statutes), in hearing and determining a petition.

Sec. 2. The commission may make any rules and regulations and adopt any additional procedures which it finds necessary to carry out the purposes of this Act.

Sec. 3. The provisions of this Act do not apply to districts created under the provisions of the State Soil Conservation Law, as amended (Article 165a-4, Vernon's Texas Civil Statutes), and do not affect the authority of the Legislature to create special districts under Article III, Section 52, or Article XVI, Section 59, of the Texas Constitution.

Sec. 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

CMT 5/24

FORM A

(For favorable and unfavorable reports on bills and resolutions, where no committee amendments are recommended.)

COMMITTEE REPORT

Date May 4, 1971

HON. G. F. (GUS) MUTSCHER

Speaker of the House of Representatives.

Sir:

We, your Committee on Conservation + Reclamation, to whom was referred H.B. No. 1542, have had the same under consideration and beg to report back with recommendation that it { ~~do~~ } pass, and be NOT printed

The Bill was reported from Committee by the following vote:

Unanimous voice vote ☒

Majority voice vote

Vote of \_\_\_\_\_ ayes and \_\_\_\_\_ nays.

(When this form is used for a favorable report on a general bill the words "do not" are marked out. If the bill is a local bill the word "not" should be inserted before the word "printed." When used for an unfavorable report the word "do" is marked out, the comma after "pass" is changed to a period, and the remaining words also marked out.

When this form is used for a simple or concurrent resolution the comma after "pass" should be changed to a period and the remaining words stricken out because resolutions are printed in the Journal when first introduced.)

John C. Allen  
Chairman.

Committee on Conservation and Reclamation

BILL ANALYSIS

Background Information:

Recommendation of Interim Committee. It takes away the power of the Commissioner Courts to create water districts.

What the Bill Proposes to Do:

Grant the Texas Water Rights Commission exclusive jurisdiction over the creation of water districts.

Section by Section Analysis:

Section 1. The Texas Water Rights Commission shall have exclusive jurisdiction over creation of water districts and will follow the procedure set by law.

Sec. 2. The Commission may make any rules and regulations and adopt any additional procedures which it finds necessary to carry out the purposes of this Act.

Sec. 3. This Act does not apply to districts created under the provisions of the State Soil Conservation Law. It does not affect the authority of the Legislature to create special districts.

Sec. 4. Emergency Clause.

Summary of Committee Action:

*The bill passed by a UNANIMOUS voice vote.*

This bill proposes new law.

J.B.

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Sec. 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended, and that this

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FILED MAR 12 1971

MAR 25 1971

READ 1st TIME  
AND REFERRED TO COMMITTEE ON

Conservation & Reclamation

Dorothy Hallman

Chief Clerk, House of Representatives

MAY - 6 1971 REPORTED FAVORABLY ORDERED NOT PRINTED

~~PRINTED, DISTRIBUTED AND~~

REFERRED TO COMMITTEE ON

RULES 4:00 P.M. MAY - 6 1971  
(Time) (Date)

MAY 24 1971

Motion to suspend all necessary rules to consider prevailed by non-record vote.

Dorothy Hallman

Chief Clerk, House of Representatives

MAY 24 1971

READ SECOND

TIME \_\_\_\_\_ AND

ORDERED \_\_\_\_\_ ENGROSSED

non-record vote

Dorothy Hallman

Chief Clerk, House of Representatives

MAY 24 1971

Read third time

and Passed

by following vote: yeas 141

Nays 0 - 4 present

Dorothy Hallman

Chief Clerk  
HOUSE OF REPRESENTATIVES

MAY 24 1971

MOTION TO RECONSIDER THE VOTE BY WHICH H.R. No. 1542 WAS

ADOPTED / PASSED AND TO TABLE THE MOTION TO RECONSIDER PREVAILED PASSED BY A Non-Record VOTE-OF

Dorothy Hallman

CHIEF CLERK HOUSE OF REPRESENTATIVES

MAY 24 1971 SENT TO ENGROSSING CLERK

By: Braun

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3-12-71 Filed. \_\_\_\_\_

3-25-71 Read first time and referred to Committee on Conservation and Reclamation. \_\_\_\_\_

5- 6-71 Reported favorably, ordered not printed. \_\_\_\_\_

5- 6-71 Referred to Committee on Rules at 4:00 p.m. \_\_\_\_\_

5-24-71 Motion to suspend all necessary rules to consider prevailed by a non-record vote. \_\_\_\_\_

5-24-71 Read second time and ordered engrossed by a non-record vote. \_\_\_\_\_

5-24-71 Read third time and passed by the following vote: Yeas 141, Nays 0 and 4 present not voting. \_\_\_\_\_

Dorothy Hallman  
Chief Clerk, H. of R.

5-24-71 Sent to Engrossing Clerk. \_\_\_\_\_

5-24-71 Engrossed. \_\_\_\_\_

Ore. Leg.  
Engrossing Clerk, H. of R.

MAY 25 1971

RETURNED FROM ENGROSSING CLERK SENT TO THE SENATE

MAY 25 1971

Received from the House

MAY 25 1971

Read, referred to Committee on Water and Conservation

Reported favorably.

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

Ordered not printed.

Regular order of business suspended by

(unanimous consent.

(\_\_\_\_\_ years, \_\_\_\_\_ nays.

To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of \_\_\_\_\_ years, \_\_\_\_\_ nays.

Read second time \_\_\_\_\_ passed to third reading.

Caption ordered amended to conform to body of bill.

Senate and Constitutional 3-Day Rules suspended by vote of

\_\_\_\_\_ years, \_\_\_\_\_ nays to place bill on third reading and final passage.

Read third time and passed by

(a viva-voce vote.

(\_\_\_\_\_ years, \_\_\_\_\_ nays.

OTHER ACTION:

\_\_\_\_\_  
Secretary of the Senate

Returned to HOUSE

*Water*